

Atty. Dkt. No. 040014-0231

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Gilbertson et al.

Title: CONTAINER SEALING SYSTEM

Appl. No.: 10/577,498

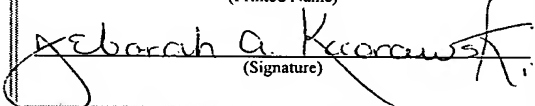
International Filing Date: 10/28/2004

371(c) Date: Not yet assigned

Examiner: Not yet assigned

Art Unit: Not yet assigned

Confirmation No.: 9931

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 962267564 US (Express Mail Label Number)	March 6, 2007 (Date of Deposit)
Deborah A. Kocorowski (Printed Name)	
 (Signature)	

Mail Stop PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**TRANSMITTAL OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. § 371**  
**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) mailed December 11, 2006, in the above-identified patent application, transmitted herewith are the missing requirements to complete the filing of the subject patent application.

The Applicants hereby petition for an extension of time for response filed within the first month.

Enclosed are:

- [ X ] Communication Responsive to Notification of Missing Requirements Document (2 pages).
- [ X ] Return Copy of Notification of Missing Requirements (2 pages).
- [ X ] Copy of the executed Declaration and Power of Attorney (4 pages).
- [ X ] Credit Card Payment Form in the amount of \$120.00 in payment of the extension fee for response filed within the first month.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

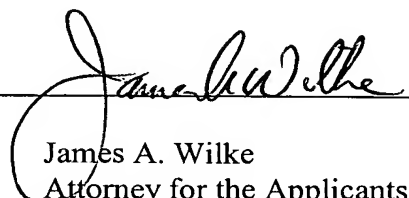
If any extensions of time are needed for timely acceptance of papers submitted herewith, the Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorize payment of any such extensions fees to Deposit Account No. 06-1447.

Respectfully submitted,

Date 03-06-07

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5776  
Facsimile: (414) 297-4900

By

  
James A. Wilke  
Attorney for the Applicants  
Registration No. 34,279

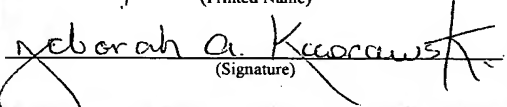
03/09/2007 GFREY1 00000028 10577498

01 FC:1251

120.00 OP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Gilbertson et al.  
Title: CONTAINER SEALING SYSTEM  
Appl. No.: 10/577,498  
International Filing Date: 10/28/2004  
371(c) Date: Not yet assigned  
Examiner: Not yet assigned  
Art Unit: Not yet assigned  
Confirmation No.: 9931

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 962267564 US (Express Mail Label Number)	March 6, 2007 (Date of Deposit)
Deborah A. Kocorowski (Printed Name)	
 (Signature)	

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION RESPONSIVE TO**  
**NOTIFICATION OF MISSING REQUIREMENTS DOCUMENT**

This Communication Responsive to Notification of Missing Requirements Document is being filed in response to the Notice of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) that we received from the U.S. Patent and Trademark Office for the above-referenced patent application.

The Notification of Missing Requirements document indicates that an additional claim fee of \$50.00 is required for 9 total claims over 20. According to the Applicants' records, there was a total of 28 claims filed on April 28, 2006. The Applicants filed a Credit Card Payment Form on April 28, 2006 covering all filing fees. Incorporated in those fees was the amount of \$400.00 for 28 total claims. The Applicants respectfully request reconsideration of the \$50.00 fee required in the Notification of Missing Requirements.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date 03-06-07

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5776  
Facsimile: (414) 297-4900

By 

James A. Wilke  
Attorney for the Applicants  
Registration No. 34,279

KOL



## UNITED STATES PATENT AND TRADEMARK OFFICE

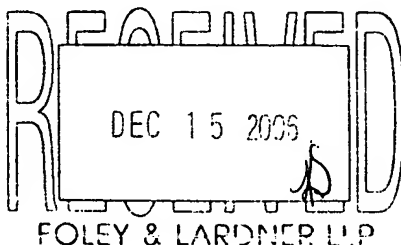
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,498	Mark A. Gilbertson	040014-0231

INTERNATIONAL APPLICATION NO.
PCT/US04/36060

LA. FILING DATE	PRIORITY DATE
10/28/2004	10/28/2003

26371  
FOLEY & LARDNER LLP  
777 EAST WISCONSIN AVENUE  
MILWAUKEE, WI 53202-5306



CONFIRMATION NO. 9931

371 FORMALITIES LETTER



\*OC000000021554640\*

Date Mailed: 12/11/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/28/2006
- Copy of the International Search Report filed on 04/28/2006
- U.S. Basic National Fees filed on 04/28/2006
- Priority Documents filed on 04/28/2006
- Specification filed on 04/28/2006
- Claims filed on 04/28/2006
- Drawings filed on 04/28/2006

RESPONSE DUE

2/11/07

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$50 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$50 for a Large Entity:

- Total additional claim fee(s) for this application is \$ 50

SAM  
2-19-06  
7/5  
12/15/06

- \$50 for 9 total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,498	PCT/US04/36060	040014-0231

FORM PCT/DO/EO/905 (371 Formalities Notice)